



U.S. Department of Justice

Criminal Division

Fraud Section

Washington, D.C. 20530

August 2, 2021

Via ECF

Honorable Loretta A. Preska
United States District Judge
United States Courthouse
500 Pearl Street, Room 2220
New York, New York 10007

Re: **SEC v. Keith Berman, et al., No. 1:20-cv-10658 (LAP)**

Dear Judge Preska:

We write on behalf of the United States of America (the "Government") to notify Your Honor of the status of defendant Keith Berman's criminal case pursuant to Your Honor's June 8, 2021 order (ECF 18). Trial was scheduled to begin on September 20, 2021, but the parties recently became aware of a scheduling conflict. On July 27, 2021, at the conclusion of a motions hearing and status conference, United States District Judge Trevor N. McFadden, who is presiding over Mr. Berman's criminal case, ordered the parties to meet and confer to select and propose a new trial date in 2021. The Government anticipates that the parties will meet and confer this week. The Government will provide further notice to Your Honor once Judge McFadden enters a new scheduling order with a new trial date.

Respectfully submitted,

Joseph Beemsterboer
Acting Chief, Fraud Section

By:

A handwritten signature in dark ink, appearing to be "Christopher Fenton", is written over a horizontal line.

Christopher Fenton
Trial Attorney

Justin Weitz
Principal Assistant Deputy Chief